

A. STATE-AT-A-GLANCE

1) Program Operation	State Operated
2) Number of Local Offices (excluding Agencies under Cooperative Agreements)	30 district offices within Chicago area; downstate 7 regional offices provide child support offices to 106 county local offices statewide excluding Chicago Metro Area
3) Type of Agencies with Cooperative Agreements	Clerk of the Circuit Courts, Sheriffs Office, State's Attorneys, Attorney General, Consumer Credit Reporting, Department of Revenue, Department of Professional Regulation, Private Collection Agencies, Department of Employment Security
4) Uniform Interstate Family Support Act	Yes
5) Agreements With Tribal Entities	No
6) Age of Majority for Termination of Support	18; depending on individual court order, may be extended under some circumstances by specific language in the court order
7) Statutes of Limitation:	Child support judgments expire after seven years, however they may be renewed for up to twenty years.
• Collection of Past Due Support	See above
• Paternity Establishment	Two years after age of majority
Dormancy Revival/Renewal Possible [yes/no]	Child's 18th birthday (see above)
8) Guidelines	Percentage of obligor net income, based on the number of children
9) Interest Rates on	Interest rate under IL statute is 9% per annum no policy in place for regular collection of interest.

• Missed Payments	Policy under review
• Retroactive Support	Policy under review
• Adjudicated Arrearage	Policy under review
10) Arrearage Collections for Non-minor Child(ren)	Yes, through withholding from responsible relative's income; requiring bond to guarantee payments; placing liens against property; reporting unpaid amounts to credit bureaus; reporting unpaid amounts to IRS (AFDC only) and IL Comptroller for State intercept, Licensing revocation
11) Distribution Scheme	Under State statute IL enforces and collects amounts owed to the family prior to amounts owed to the state, except where required otherwise by federal regulations
• AFDC Arrears	See above
• Non-AFDC Arrears	See above
12) Procedures Regarding Medical Support Using Income Withholding	Orders for employer related medical insurance coverage enforced pursuant to state statute through the income withholding process
13) New Hire Reporting	No, but legislation pending
14) Recovery of Costs Elected Under State Plan	No, but policy under review
15) Recovery of Costs for Initiating State	Yes
16) Long-Arm Statute/s Citation/s	750 ILCS 22/201
17) Automated Locate Resources	<p>Tape match with IL Department of Employment Security; IL Department of Commerce and Community Affairs; FPLS; State Comptroller; IL Industrial Commission; IDPA Client Data Base; State Board of Elections; IRS; IL Department of Revenue; IL Department of Professional Regulation; Chicago Board of Elections</p> <p>Manual access and review of data base of IDPA, Secretary of State, Credit Bureaus, manual access and review of old information maintained on microfiche of Secretary of State -</p>

	Driver's License; Board of Elections; Department of Revenue; Department of Conservation; Department of Public Health; IL Comptroller; Department of Corrections
18) Enforcement Options	
• State Income Tax Refund Intercept	Yes, state offset not only includes income tax but any other payment being made by the state to a person who owes child support
• License Revocation/Suspension	Yes
• Administrative Liens	No
• Property Seizure & Sale	Yes through judicial processes
• State Funds/Benefits (please specify)	See above
• Other (please specify)	Unemployment Insurance Benefits
19) Spousal Maintenance Orders <i>(specify yes or no)</i>	Non IV-D matter central registry as state information agent distributes cases to local jurisdiction for handling.
• Establish	Not in a IV-D case, SIA only
• Enforce	Yes, only when a child for whom support has been ordered resides with said spouse.
• Modify	SIA only
20) Current Spouse/Partner Information Required	Yes

B. UNIFORM INTERSTATE FAMILY SUPPORT ACT

1) State Code Citation	750 ILCS 22/100 et seq.
2) Effective Date	January 1, 1996
3) Adopted Verbatim? If no, list	Yes (750 ILCS 22/307), except under item #4, ten days

differences.	exclusive of Saturday, Sundays, and legal holidays, time for providing notice and correspondence to petitioner
4) Repeal URESA?	No
5) Repeal IWW?	No

C. INCOME WITHHOLDING

1) Income Withholding Terminology	Order for Withholding [Judicial Process (IWO)] Administrative Order for Withholding [Expedited Process (AWO)]\
2) Income Withholding Procedures	<p>Upon entry of any support order, either judicial or administrative, entry of an order for income withholding also required under IL law; order for income withholding states same terms as in companion support order; order for income withholding remains in effect for as long as order for support upon which it is based.</p> <p>No special requirements for IWO/AWO; IWO/AWO served immediately upon payor of income unless an alternative agreement is reached; if an alternative arrangement is entered, it must be in writing, be agreed to by both parties, insure payment of support, and be subsequently served on any new payor of income; any accrued delinquent child support is included with order for withholding via notice of delinquency to non-custodial parent and subsequent notice of delinquent amount to payor of income; order for withholding may also include medical coverage enrollment and premium deduction and other ordered medical payments (e.g., co-payments)</p> <p>For cases in which support obligations are being enforced through administrative income withholding, and in which IL receives notification that client's IV-D services have been canceled in initiating state, former client's written authorization is required to provide employer with his or her current mailing address for forwarding withheld support payments directly to former client; failure to provide canceled IV-D client's authorization will result in absent parent's employer being advised that administrative income withholding order is no longer in effect.</p>
• State Withholding Limits	FCCPA
• Fee Charged by Employers	Up to \$5.00 per month (fee deducted from employee's remaining pay, not from withheld support).
• Date to Remit	Ten calendar days after withholding of support
• Penalty	\$100 per day fine, and related fees. Also, the employer may be held responsible for support amounts not deducted appropriately

3) Definition of Employer	Includes any entity making periodic payments to the obligor
4) Included Income	Any form of periodic payment to an individual, regardless of source, including, but not limited to wages, salary, commissions, compensation as an independent contractor, workers' compensation, disability, annuity and retirement benefits, lottery prize awards, insurance proceeds, vacation pay, bonuses, profit-sharing payments and any other payments made by any person, private entity, Federal or State government, any unit of local government, school district or any entity created by Public Act;
5) Excluded Income	Income excludes any amount required by law to be withheld, other than creditor claims, including, but not limited to Federal, State and local taxes, Social Security and other retirement and disability contributions, union dues, any amounts exempted by the Federal Consumer Credit Protection Act, public assistance payments, unemployment insurance benefits except as provided by law.
6) Direct Income Withholding for Unemployment Compensation, include address	No, must establish case through IL IV-D Agency
7) Direct Income for Workers' Compensation, include address	Employers address only if self insured, requires judicial action otherwise.
8) Direct Income Withholding, other income sources subject to, include address	See preceding text
9) Direct Income Withholding, list Other Income Sources NOT subject to	See preceding text
10) Federal Withholding (See Federal Pay Agents Section)	IV-D Directors need not answer this question.
11) Procedures for Contesting Income Withholding	Under UIFSA, verbatim. Under other IL statutes, service of notice of delinquency may be contested within twenty days after service on obligor. May contest based on an error in the amount of current or overdue support or the identity of the alleged absent parent
12) Arrearages through Income Withholding	Yes
13) Enforcing Against Non-Resident	Yes, judicial only

Obligor Asset/Income	
14) Exception to Immediate Withholding	Refer to Income Withholding section
15) Multiple Obligations Withholding Priorities	Withholding priority in accordance with 45 CFR 303.100
• Policy	See above
• Priority	See above
• Assistance	See above
• Allocation	See above

D. PATERNITY

1) Interstate Paternity Procedures	Yes, if child born when mother was not married to father and court has not declared a person to be father, Department will provide assistance in obtaining determination of parentage and an order for support; action may be taken any time before child reaches 18; interstate cases do not differ from paternity establishment procedures when both parents reside within IL; under UIFSA/URESAs paternity, separate affidavit and combined petition when attempting to adjudicate more than one child with the same alleged father/common mother.
Consent Orders Obtained	Yes
2) Uniform Parentage Act	Yes
3) Uniform Act on Blood Testing	No
4) Parentage Order Available Without Order for Support	Yes
5) Custody/Visitation Addressed Subject to Tribunal's Jurisdiction	No IV-D representation

6)	Genetic Test Results as Presumption of Paternity	Yes
	Threshold	Yes, combined paternity index of at least 500 to 1
7)	Paternity Acknowledgment as Presumption of Paternity (Rebuttable/Conclusive)	Yes, currently rebuttable presumption pending legislation raises conclusive presumption when acknowledgment is signed in order to show father's name on birth certificate
8)	Marriage as Presumption of Paternity	Yes
9)	Putative Father's Name on Birth Certificate, Effect of	Pending legislation, see #7
10)	Other Statutory Presumptions	Yes
11)	Recognition of Common Law Marriage	No, full faith and credit to other state's statute if that establishes paternity
12)	Personal Appearance of Witness or Custodial Parent Required	No; however, action to establish parentage could necessitate testimony of IV-D client
	Acceptable Methods of Testimony	Testimony not limited to written testimony
13)	Long-Arm Statute	Yes
14)	Assistance to Other States Using Their Long-Arm Statutes	Yes
	• Service of Process	Yes
	• Genetic Testing	Yes
15)	Recovery of Genetic Testing Costs for Other States	Yes

E. SUPPORT ORDER ESTABLISHMENT

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1) Interstate Procedures	<p>States seeking IV-D support action in cases where the absent parent is an IL resident should make referrals to the attention of the Interstate Unit in manner and under the circumstances indicated below.</p> <p>Illinois Department of Public Aid (IDPA) will establish support under its administrative process provisions; upon entry of an administrative support order; IDPA will also enter an order for withholding of income to secure payment of support; where no court has taken jurisdiction or administrative support order exists and an Illinois court has not acquired jurisdiction previously; referrals to establish support through administrative process should be made in IV-D cases with the following factual circumstances:</p> <p>1) Child was born or conceived during marriage and support is sought from either mother or man to whom she was married at time of birth of conception (the child's presumed father under IL law), or both parents; or</p> <p>2) After child's birth, mother was married to a man who, with his consent, is named as the child's father on child's IL birth certificate, and support is from mother, man (child's presumed father under IL law), or both parent's; or</p> <p>3) Matters involving alleged paternity where support is sought from child's mother; or</p> <p>4) Matters involving alleged paternity where support is sought from alleged father.</p>
2) Income Considered for Setting Support	<p>750 ILCS 5/505, absent parent's net income/assets (percentage related to the number of children)</p>
3) Criteria for Rebuttal	<p>Child's prior standard of living, assets of child, custodial parent and non custodial parent</p>
4) Support Order for Prior Periods	<p>Legislation supporting action passed, policy being written</p>

F. ENFORCEMENT

(Note: If multiple orders, see Part "G")

I. ENFORCING YOUR OWN ORDER

1) Enforcement for Non-Resident Family	<p>Yes</p>
2) Administrative Procedures and	<p>Yes</p>

Remedies Available	
3) Judicial Procedures and Remedies Available with Registration	Yes

II. ENFORCING OTHER STATES' ORDERS

4) Administrative Procedures and Remedies Available Without Registration	Direct Income Withholding under UIFSA
5) Judicial/Administrative Remedies with Registration	Yes, under all remedies available for intrastate cases
6) UIFSA/URESA Registration and Enforcement Procedure	Yes, in accordance with both uniform acts
7) Judicial Procedures Required after Registration	Yes, if proceeding judicially, however under UIFSA most orders will be enforced administratively
8) Uniform Enforcement of Foreign Judgments Act Citation	735 ILCS 5/12 - 650 et seq.

G. MODIFICATION/REVIEW & ADJUSTMENT OF ORDERS

1) Jurisdiction Requirements	In accordance with UIFSA
2) Modification Procedures	In accordance with UIFSA. Review processes under federal regulations and modification pursuant to UIFSA
3) Criteria for Modification	If order is at least three years old, can be modified upon a showing of a 20% or more change in the order under the guidelines (a minimum of \$10.00 per month); otherwise substantial change in circumstances must be shown
4) Criteria for Change of Circumstances	Where proof of substantial change in circumstances is necessary to increase support, there must be proof of child's increased need and increased ability to pay on part of non-custodial parent to support upward modification; whether test for increase of support is met involves consideration of certain elements as they

	<p>existed when order was entered and at time petition for modification is brought, including:</p> <p>a) needs of child, and his or her own financial resources; not enough to show only increase in age, inflation rate or contrast in cost of living index between past and present; concrete change in specific needs of child must be shown</p> <p>b) financial resources and needs of custodial parent; income of custodial parent's current spouse has been held to be relevant as matter of defense, where increase is being sought</p> <p>c) financial resources and needs of non-custodial parent; income of his or her current spouse is relevant where non-custodial parent is seeking reduction.</p> <p>Recent years have seen the development of two doctrines which reduce rigidity of increased need/increased ability to pay requirement: "substantial imbalance" test and "increased ability to pay, only" doctrine; former allows modification by proof of increased need without necessity to show increased ability to pay, where a substantial imbalance exists between child's needs and parent's support capabilities; second doctrine allows modification by evidence of increased ability to pay regardless of whether child's needs have increased; primary underlying principle is "standard of living child would have enjoyed had marriage not been dissolved"</p> <p>To reduce support there must be proof of reduced need by child or reduced ability to pay support by non-custodial parent.</p>
5) Frequency With Which Reviews are Conducted	Every three years on IV-A cases; as requested on non-assistance cases.
6) Criteria for Review	20% change in support compared to the guidelines (minimum \$10.00 per month)
7) Criteria for Adjustment	20% change in support compared to the guidelines (minimum \$10.00 per month)

H. MULTIPLE ORDERS

ENFORCEMENT AND MODIFICATION

1) Controlling Order	Per UIFSA
2) Date of Controlling Order	Per UIFSA
3) If No Controlling Order	Per UIFSA

4) Arrears Procedure	Calculation based on chronological order of obligations and payments prior to UIFSA determination of controlling order
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I. Documentation Required to Initiate Request

ACTION REQUESTED	DOCUMENTS NEEDED	# of Copies of each docu- ment	Certifi- cation required for each docu- ment *See below
Establishment of Paternity and Support	General Testimony, Paternity Affidavit for each child, Uniform Support Petition and FSA 200	1	A, B, and D requires signature of CP as primary party to the order
Enforcement of Responding State's Order	FSA 200 and Affidavit of Arrears, copies of all support orders and modifications, verified delinquency calculation	1	Same as above
Modification of Responding States' Orders	Same as above plus General Testimony and Uniform Support Petition	1	Same as above
Administrative Enforcement of Another States' Order	FSA 200 and Affidavit of Arrears, copies of all support orders and modifications. Payment	1	Same as above

ACTION REQUESTED	DOCUMENTS NEEDED	# of Copies of each docu- ment	Certifi- cation required for each docu- ment *See below
	Record and Uniform Support Petition		
Registration for Enforcement of Another States' Order	Same as Above	1	Same as above
Collection of Arrearages in Multiple Orders	Transmittal FSA 200, Affidavit of Arrears & calculation, copies of all orders	1	Same as above
Uniform Enforcement of Foreign Judgments Act	FSA 200 and Affidavit of Arrears, copies of all support orders and modifications, verified delinquency calculation	1	Same as above
Modification of Another State's Order	Certified copies of all support orders and modifications, Transmittal, FSA 200, Payment Record, Affidavit of Arrears, General Testimony, Uniform Support Petition	1	Same as above
Status Update on an Existing Interstate Case	Case names and Illinois case number	1	
Assistance/Discovery	Contact Interstate Unit at 217-782-0420		
Quick Locate	FSA 206	1	B

**A= Notarization by Notary Public; B= Certification by signature of agency official;
C= Certification by signature of court official; D= Others (please specify);
E= Certification not required*

J. State Contact Chart

ASSISTANCE NEEDED	CONTACT Name, Title, Address, Phone, Fax, E-mail (include 800 if applicable)
State Information Agent	Sally McKenzie, Manager Illinois Central Registry P.O. Box 19405 Springfield, Illinois 62794-9405 Phone 217-782-0420 Fax 217-524-6049
Central Registry	Sally McKenzie, Manager Illinois Central Registry P.O. Box 19405 Springfield, Illinois 62794-9405 Phone 217-782-0420 Fax 217-524-6049
Interstate Policy Contact (if different)	Sally McKenzie, Manager Illinois Central Registry P.O. Box 19405 Springfield, Illinois 62794-9405 Phone 217-782-0420 Fax 217-524-6049
Contact for Information Regarding Your States Long Arm Statute and Process	Sally McKenzie, Manager Illinois Central Registry P.O. Box 19405 Springfield, Illinois 62794-9405 Phone 217-782-0420 Fax 217-524-6049

Contact for Information Regarding Collection and Distribution (State level)	<p>Sally McKenzie, Manager</p> <p>Illinois Central Registry</p> <p>P.O. Box 19405</p> <p>Springfield, Illinois 62794-9405</p> <p>Phone 217-782-0420</p> <p>Fax 217-524-6049</p>
Contact to Obtain Payment Records	<p>Office of the Ombudsperson</p> <p>217-785-1692</p>
Contact to Obtain Copy of Order	<p>Office of the Ombudsperson</p> <p>217-785-1692</p>
Contact for States Using Their Long Arm Statutes or Continuing Exclusive Jurisdiction (no “case” in your State) for	<p>Sally McKenzie, Manager</p> <p>Illinois Central Registry</p> <p>P.O. Box 19405</p> <p>Springfield, Illinois 62794-9405</p> <p>Phone 217-782-0420</p> <p>Fax 217-524-6049</p>
<p>· Service of Process</p> <p>(private process server? If so , list)</p>	<p>Sally McKenzie, Manager</p> <p>Illinois Central Registry</p> <p>P.O. Box 19405</p> <p>Springfield, Illinois 62794-9405</p> <p>Phone 217-782-0420</p> <p>Fax 217-524-6049</p>
<p>· Genetic Testing</p> <p>(e.g. assistance with interstate teleconferencing)</p>	<p>Sally McKenzie, Manager</p> <p>Illinois Central Registry</p> <p>P.O. Box 19405</p> <p>Springfield, Illinois 62794-9405</p> <p>Phone 217-782-0420</p> <p>Fax 217-524-6049</p>
New Hire Reporting Contact	N/A

Employer Assistance Contact	Employer Assistance Help line 217-782-1380
Telephone Number for Automated Interstate Case <i>Status</i> Requests (if any)	N/A
Telephone Number for Automated Interstate Case <i>Payment</i> Requests (if any)	Planned but not yet implemented
Privatization Contact	Sally McKenzie, Manager Illinois Central Registry P.O. Box 19405 Springfield, Illinois 62794-9405 Phone 217-782-0420 Fax 217-524-6049